

Town Board Minutes

**Meeting
No. 15**

Regular Meeting

June 5, 1995

MEETINGS TO DATE 15
NO. OF REGULARS 11
NO. OF SPECIALS 4

LANCASTER, NEW YORK
JUNE 5, 1995

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 5th day of June 1995 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCIL MEMBER
DONALD E. KWAK, COUNCIL MEMBER
PATRICK C. POKORSKI, COUNCIL MEMBER
THOMAS H. VAN NORTWICK, COUNCIL MEMBER
LUCIAN J. GRECO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
ROBERT H. LABENSKI, TOWN ENGINEER
JOSEPH F. REINA, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE
JOHANNA M. COLEMAN, RECEIVER OF TAXES

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.

At 8:15 P.M., the Town Board was scheduled to hold a Public Hearing to hear all interested persons upon the initiative of the Town Board to rescind its resolution of February 2, 1987, and to amend the zoning map of the Town of Lancaster, by changing the zoning classification for premises known as 193-195 Cemetery Road, Town of Lancaster, New York, from a GB-General Business District to an AR-Agricultural Residential District.

Upon the recommendation of the Town Attorney the public hearing was cancelled.

The Town Attorney recommended a new hearing be set on this matter at a later date which would expand the legal description of the area proposed to be rezoned.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY
VAN NORTWICK, TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board held on May 15, 1995 and the Joint Meeting of the Town Board and the Planning Board held May 15, 1995, and be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.MIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI, TO WIT:

WHEREAS, the services of the Election Inspectors of the Town of Lancaster will be needed for conducting the election process of the Town of Lancaster during the year 1995,

NOW, THEREFORE, BE IT

RESOLVED, that during the year 1995, the Election Inspectors of the Town of Lancaster be paid as follows:

Primary Day (polls open 15 hours) - \$98.70 each

Election Day (polls open 15 hours) - \$98.70 each

Election Inspectors' Training School Attendance - \$19.74 each

and,

BE IT FURTHER

RESOLVED, that the Chairman of the Inspectors at each Polling Place be paid an additional \$30.00 for Primary Day and Election Day.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.E.INSPECTORS.SALARY

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER KWAK, TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted proposals dated May 12, 1995, for installation of street lighting on Pleasant View Drive and street lighting on Walden Avenue (entrance to Walden Trace Subdivision) within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended acceptance of these proposals,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following installations on Pleasant View Drive and on Walden Avenue (entrance to Walden Trace Subdivision) :

Pleasant View Drive

Pole 59A, Line 269
Install 1 - 5200 Lumen 70 Watt HPS Luminaire

TOTAL ANNUAL INCREASE - \$111.71

Walden Avenue (entrance to Walden Trace Subdivision)

Pole 46, Line 307A
Install 1 - 14400 Lumen 150 Watt HPS Luminaire

TOTAL ANNUAL INCREASE - \$151.70

and,

BE IT FURTHER

RESOLVED, that these proposals are made contingent upon the terms and conditions covered in New York State Electric and Gas Corporation's Street Lighting Tariff Agreement with the Town of Lancaster, District No. 1.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.STREET.LIGHTING (P5)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has requested the transfer of funds within the 1995 Part Town Budget to cover upcoming necessary expenditure in the Police Department.

NOW, THEREFORE, BE IT

RESOLVED, that the following transfers within the 1995 Adopted Part Town Budget of the Town of Lancaster be and is hereby approved:

FUND APPROPRIATION:

	<u>Increase</u>	<u>Decrease</u>
02.3120.426 Repairs & Maintenance	2,500.00	
02.3120.428 Public Safety Equip.		2,500.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, proposed Local Law No. 2 of the Year 1995 entitled "CODE OF ETHICS", and further designated as Chapter 9 of the Code of the Town of Lancaster, was introduced to the Town Board of the Town of Lancaster on May 1, 1995, by Supervisor Greco, and

WHEREAS, a Public Hearing was duly called and held pursuant to law on May 15, 1995;

NOW, THEREFORE, BE IT

ENACTED by the Town Board of the Town of Lancaster, Local Law No. 2 of the Year 1995, entitled "Code of Ethics", and designated as Chapter 9 of the Code of the Town of Lancaster, County of Erie and State of New York, as follows:

CODE OF ETHICS

CHAPTER 9

LOCAL LAW NO. 2
1995

CODE OF ETHICS

A LOCAL LAW ESTABLISHING A CODE OF ETHICS FOR THE TOWN OF LANCASTER

- 9-1. Title.
- 9-2. Purpose & scope.
- 9-3. Definitions.
- 9-4. Conflicts of Interest.
- 9-5. Transactional Disclosure & Recusal.
- 9-6. Annual Disclosure
- 9-7. Penalties.
- 9-8. Maintenance of Disclosure Statements.
- 9-9. List of Town Officials, Notice of Filing Requirements, Verification of Filing.
- 9-10. Town of Lancaster Board of Ethics.
- 9-11. Duty to Report
- 9-12. When effective.

Be it enacted by the Town Board of the Town of Lancaster, as follows:

9-1. Title.

This Local Law shall be known as the Town of Lancaster Code of Ethics, and shall be identified as Local Law No. 2 of the Year 1995, further designated as Chapter 9 of the Code of the Town of Lancaster.

9-2. Purpose and scope.

This Code is enacted pursuant to Article 18 of the General Municipal Law and in recognition of the policy of the State of New York and the Town of Lancaster to maintain the highest standards of integrity and public service.

This Code is intended to afford Town officers and employees guidance in conforming to ethical standards, to promote public confidence in the integrity of Town Government; to require public disclosure of financial interests that may influence or be perceived as influencing actions of town officers and employees; to minimize unwarranted suspicion and to provide for the fair and effective administration of this Code.

This code shall be in addition to any other restriction, standard and/or provisions pertaining to the conduct of town officers and employees.

9-3. Definitions.

AGENCY - Any office, board, body, advisory board, council, commission, agency, department, district, administration, division, bureau or committee of the Town of Lancaster, and

Shall include, but not be limited to the Zoning Board of Appeals, Planning Board, Library Board of Trustees, Youth Bureau, Drug Abuse Prevention Council, Assessment Review Board, Town of Lancaster Industrial Development Agency, Senior Citizens Director, Ethics Board, and any government review or advisory board appointed by the Town Board.

APPEAR and APPEAR BEFORE - Communicating in whatever form, whether personally or through another person.

BUSINESS DEALING - Having or providing any contract, service, or work with a municipality; buying, selling, renting, leasing or otherwise acquiring from or dispensing to a municipality, any goods, services, or property; or applying for, petitioning, requesting, or obtaining any approval, grant, loan, license, permit, or other privilege from the municipality.

DISCRETIONARY ACT - Any action involving the exercise of judgment or discretion by a municipal officer or employee, either individually or as a member of any agency, and includes, but is not limited to, negotiation, approval, denial, advice, recommendation, authorization or audit.

FAMILY MEMBER - A spouse, child, step-child, brother, sister, parent, or dependent of a municipal officer or employee.

GOVERNING BODY - The Town Board of the Town of Lancaster.

MINISTERIAL ACT - An action performed in a prescribed manner without the exercise of judgment or discretion as to the propriety of the act.

PAID TOWN OFFICER, EMPLOYEE OR OFFICIAL - Any Town officer, employee or official who receives a salary from the Town or who is compensated by the Town on a per diem or hourly basis, but does not include a Town officer, employee, or official who is solely reimbursed by the Town for expenses incurred in the course of his or her duties.

PARTICULAR MATTER - Any business dealing with the Town, or any application therefore, or any case, proceeding, determination, investigation, charge, accusation or arrest or any other matter involving a discretionary act of a Town officer or employee, but does not include the proposal, consideration or enactment of local laws, ordinances or regulations of general application.

PERSON - An individual, corporation, partnership, unincorporated association, and all other entities.

SPOUSE - A husband or wife from whom the Town officer or employee is not legally separated.

TOWN - The Town of Lancaster, and includes all agencies, officers, employees and officials thereof.

TOWN CLERK - The duly elected Town Clerk of the Town of Lancaster.

TOWN OFFICER OR EMPLOYEE - Any officer or employee of the Town of Lancaster, whether paid or unpaid, including public officials and all other members of any agency in the Town of Lancaster, but does not include the Town Justices, officers or employees of the Unified Court System. Volunteer firemen and civil defense volunteers shall not be deemed to be Town officers or employees.

TOWN OFFICIAL - Any Town officer or employee who has the authority either alone or as a member of an agency to perform discretionary acts on behalf of the Town with respect to any business dealing. Town official shall not include (a) Town Justice and (b) Any Town officer or employee who performs only ministerial acts and duties.

9-4. Conflicts of Interest of Municipal Officers and Employees.

A. No Town officer or employee shall:

1. Act as attorney, agent, broker, employee, consultant, or representative of or for any person in connection with any business dealing that person has with the Town.
2. Directly or indirectly, solicit any gift or accept or receive any gift or series of gifts having a value of \$25.00 or more, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form, under circumstances in which it could reasonably be inferred that the gift was intended to influence him, or her, in the performance of his official duties or was intended as a reward for any official action on his or her part. The foregoing limitation shall not apply to campaign contributions not otherwise prohibited by law.
3. Take or refrain from taking any action, or agree to take or refrain from taking any action, or induce or attempt to induce any other Town officer or employee to take or refrain from taking any action, on any matter before the Town in order to obtain a pecuniary or material benefit for:
 - a. himself or herself;
 - b. a family member;
 - c. any partnership or unincorporated association of which the Town officer or employee is a member or employee or in which he or she has a proprietary interest;
 - d. any corporation of which the Town officer or employee is an officer or director or of which he or she legally or beneficially owns or controls more than five percent (5%) of the outstanding stock;
 - e. any person with whom the Town officer or employee or his or her family member has an employment, professional, business or financial relationship, or
 - f. any person from whom the Town officer or employee, or his or her spouse, has received within any twelve month period during the previous twenty-four months, a pecuniary or material benefit having an aggregate value greater than one thousand dollars, unless the said individuals make up less than five percent (5%) of a class of individuals benefited.
4. Appear before the agency serviced by or which employs such Town officer or employee except on behalf of the Town or on his or her own behalf;

5. Appear before the Town except on behalf of the Town or on his or her own behalf. This paragraph shall only apply to officers and employees who are elected or who are paid by the Town;
 6. Appear as attorney or counsel against any interest of the Town in any matter in which the Town is a party or a complainant;
 7. Solicit any non-elected officer or employee of the Town to participate in an election campaign. This paragraph shall not prohibit an elected officer from soliciting such participation from officers and employees who are appointed by, and directly subordinate to, such elected officer and whose service in positions which are in the exempt classification or the unclassified service under the Civil Service Law;
 8. Directly or through a person, campaign committee, or other organization authorized to act on his or her behalf, solicit any non-elected town officer or employee of the Town to pay or promise to pay any assessment, subscription or contribution to a political party, political party organization or election campaign. This paragraph shall not prohibit a general solicitation of a class of person;
 9. Directly or through a person, or campaign committee or other organization authorized to act on his or her behalf, solicit participation in an election campaign or payment or promise of payment of any assessment, subscription or contribution to a political party, political party organization, or election campaign, from any person who, to the knowledge of the town officer or employee has, or within the previous twelve months has had any business dealing with the town. This paragraph shall not prohibit a general solicitation of a class of persons;
 10. Except where such disclosure is authorized by law, disclose any confidential information acquired in the course of his or her official duties, or use any such information to advance the financial or other private interest of himself or herself or any other person; and
 11. After termination of his or her term of office or employment with the Town, appear before the Town, or receive compensation for any services rendered on behalf of any person other than the Town, in relation to any particular matter upon which he or she took any discretionary act during his or her term of office of employment with the Town.
- B. No partnership or unincorporated association of which a Town official is a member or employee or in which he or she has a proprietary interest, nor any corporation of which he or she is an officer or director or legally or beneficially owns or controls more than five percent (5%) of the outstanding stock, shall appear before the agency served by such Town official on behalf of any person other than the Town or itself.
- C. No partnership or unincorporated association of which a Town official who is elected or paid by the Town is a member or employee, or in which he or she is an officer or director or of which he or she legally or beneficially owns or controls more than five percent (5%) of the outstanding stock, shall appear before the Town on behalf of any person other than the Town or itself.

- D. Nothing in this section shall be construed to prohibit a town officer or employee or any other person from receiving a municipal service or benefit, or using a municipal facility which is generally available to residents or a class of residents in the Town.
- E. Nothing in this section shall be construed to prohibit any town officer or employee listed in Section 11 of the Domestic Relations Law from accepting any gift or benefit having a value of twenty-five dollars (\$25.) or less for the solemnization of a marriage by that town officer or employee at a place other than the town officer's or employee's normal place of business or at a time other than the officer's or employee's normal hours of business and except as may be otherwise restricted by law.
- F. Nothing in this section shall be construed to prohibit a town officer or employee from performing any ministerial act.
- G. A person who knowingly violates any provision of this section may, in addition to any penalty contained in any other provisions of law, be dismissed, suspended or removed from office or employment in the manner provided by law.

9-5. Transactional Disclosure and Recusal.

- A. Whenever a town officer or employee is requested or required to take any action on a matter before the Town and, to his or her knowledge, either the performance or nonperformance of that action would provide a pecuniary or material benefit to himself or herself or to any related person different from that which would be derived from the action by reason of its general application to a broad class of persons deriving such benefit, the Town officer or employee shall not participate in that matter, unless the town officers' or employees' recusal prohibits Town action, then said town officer or employee shall participate after full disclosure.

Additionally, the Town officer or employee, prior to any final action being taken, shall file promptly with his or her immediate superior, if any, and with the Town Clerk, a signed statement disclosing the nature and extent of that interest.

- B. For purposes of this section, "related person" means:
 - 1. A family member;
 - 2. Any corporation of which the town officer or employee is an officer or director or of which he or she legally or beneficially owns or controls more than five percent (5%) of the outstanding stock;
 - 3. Any person with whom the town officer or employee, or his or her family member has an employment, business or financial relationship; and
 - 4. Any person from whom the town officer or employee, or his or her spouse, has received within any twelve month period during the previous twenty-four months, a pecuniary or material benefit having an aggregate value greater than One Thousand Dollars (\$1,000.).
- C. Nothing in this section shall be construed to prohibit a Town officer or employee from performing any ministerial act.

9-6. Annual Disclosure.

- A. All Town officials who are elected, and all members of the Zoning Board of Appeals, Planning Board, Library Board of Trustees, Youth Bureau, Drug Abuse Prevention Council, Assessment Review Board, Town of Lancaster Industrial Development Agency, Ethics Board, Senior Citizens Director, Town Building Inspector, Town Engineer, Director of Parks and Recreation, and any government review or advisory board appointed by the Town Board, shall file with the Town Clerk, who for the purpose of this section, shall also be deemed the Secretary of the Board of Ethics as hereinafter set forth, a signed annual disclosure statement; 1) within 120 days of the effective date of this Code; 2) within thirty (30) days of taking office; 3) no later than April 30th of each year thereafter.

Within thirty (30) days of any change in the information contained in his or her most recently filed statement, the public official shall file a signed amendment to the statement indicating the change.

- B. Matters to be disclosed by all elected, paid or appointed Town officials shall be in the following form:

ANNUAL STATEMENT OF FINANCIAL DISCLOSURE

TOWN OF LANCASTER

For Calendar Year _____

1. Name: _____
Address: _____

2. a. Title of Position: _____
b. Department, Agency or other Governmental Agency or Entity

3. Address and SBL No. of all real property within the Town of Lancaster in which you or your spouse or other family member of your household has an ownership or other financial interest.

<u>Address</u>	<u>S.B.L. Number</u>
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4. List the name and address of any partnership, unincorporated association or business of which you or your spouse is a member, officer or employee or in which you or your spouse has a proprietary interest, giving your position and/or your spouse's position, if any, with the partnership association or business.

<u>Position</u>	<u>Organization</u>	<u>Address of Organization</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____

5. List the name and address of any corporation or limited partnership of which you or your spouse is an officer, director or employee or of which you or your spouse legally or beneficially owns or controls more than five percent (5%) of the issued and outstanding stock or other ownership rights, listing your position and/or your spouse's position, if any, with the corporation or limited partnership.

<u>Name of Corporation or Limited Partnership</u>	<u>Address</u>	<u>Position</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

6. State the self-employment and the general nature thereof, from which you or your spouse has derived, during the previous calendar year, gross income in excess of \$2,000.00.

7. If you are unable after reasonable effort to obtain some or all of the information required herein, so state and give reasons therefore.

Signature of Reporting Individual

(month, day, year)

9-7. Penalties.

A reporting individual who knowingly and willfully with intent to deceive makes a false statement or gives information which such individual knows or should have known to be false, on such statement of financial disclosure filed pursuant to this section, shall be assessed a civil penalty in an amount not to exceed \$10,000.00. Assessment of a civil penalty hereunder shall be made by the Town of Lancaster Board of Ethics.

For a violation of this subsection, the Town of Lancaster Board of Ethics may, in lieu of a civil penalty refer a violation to the District Attorney and upon such conviction, but only after such referral, such violation shall be punishable as a Class A misdemeanor.

Notwithstanding any other provision of law to the contrary, no other penalty, civil or criminal may be imposed for failure to file or for false filing of such statement, except that the appointing authority may impose disciplinary action as otherwise provided by law.

The Town of Lancaster Board of Ethics shall adopt rules governing the conduct of adjudicatory proceedings and appeals relating to the assessment of civil penalties herein authorized. Such rules shall provide for due process procedural mechanisms substantially similar to those set forth in Article III of the State Administrative Procedures Act, but such mechanisms may not be identical in terms or scope.

Assessment of a civil penalty shall be final unless modified, suspended or vacated within thirty (30) days of imposition and upon becoming final shall be subject to review at the instance of the affected reporting individual in a proceeding commenced against the Town of Lancaster Board of Ethics, pursuant to Article 78 of the Civil Practice Law and Rules.

9-8. Maintenance of Disclosure Statements.

Transitional disclosure statements and annual disclosure statements shall be a matter of public matter of public record and shall be filed and indexed with the Town Clerk. The Town Clerk shall retain such disclosure statements for a period of not less than seven (7) years from the calendar year covered by the filing.

9-9. List of Town Officials, Notice of Filing Requirements, Verification of Filing.

- A. On or before the 1st day of April of each year, the Town Clerk shall, after consultation with the Town Attorney, notify all persons required to file annual disclosures by forwarding to them an "Annual Statement of Financial Disclosure".
- B. On or before the 15th day of May of each and every year the Board of Ethics shall ascertain and verify that every required individual has filed the required disclosure statement.
- C. Failure of the Town Clerk to notify any or all individuals required shall not relieve Town Officials of their duty to file the disclosure statements.

9-10. Town of Lancaster Board of Ethics.

- A. A Board of Ethics is established and shall be known as the Town of Lancaster Board of Ethics.
- B. The Board of Ethics shall consist of five members who shall initially serve a one (1) to five (5) year term. Thereafter, Members shall be appointed for a five (5) year term.

If the Supervisor shall fail to appoint the members within thirty (30) days after the establishment of the Board of Ethics or within thirty (30) days after a vacancy occurs on the Board of Ethics, the Town Board shall appoint such member or members as the case may be. Only one member of the Board shall be an officer or employee of the Town of Lancaster.

In the event a vacancy occurs prior to the expiration of the five-year term, such vacancy shall be filled for the balance of such term in the same manner as members are appointed to full terms. All members shall reside within the Town of Lancaster.

All members shall serve without compensation except that any member who is a Town of Lancaster officer or employee shall be entitled to his usual compensation when attending upon the business of the Board, during normal working hours.

- C. No more than two members of the Board may be affiliated with the same political party. No member of the Board of Ethics may hold an officer's position in any political party, except such person may be a member of a county committee of a political party.

For purposes of this Section, political party shall mean any political party which appears on the ballot in the last biennial town election. The members shall elect a Chairman from among themselves and such other officers as may be deemed necessary from time to time.

- D. A Board of Ethics member may be removed by the Town Supervisor with the approving consent of not less than five members of the Town Board after a finding of substantial neglect of duty, gross misconduct in office, inability to discharge the powers or duties of the office or violation of this act after written notice of the charges and an opportunity to reply.
- E. The Town Clerk shall be the Clerk of the Board of Ethics and all documents filed with the Town Clerk shall be deemed, for the purposes of this Local Law, to be filings with the Board of Ethics.
- F. The Board of Ethics shall have all the powers and duties as prescribed by Article 18 of the General Municipal Law. The Board of Ethics may adopt and amend such rules or procedures as are appropriate.

9-11. Duty to Report.

Every Town officer or employee shall report to the Erie County District Attorney or the Town Attorney any action which may reasonably be interpreted as an improper attempt to influence him in the conduct of his office.

9-12. When Effective.

This Local Law shall take effect after mailing, filing and publication as required by law.

Date: June 5, 1995

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1995 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication, and
3. Maintain a file in the Town Clerk's office on Local Law No. 2 of the Year 1995, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local Law No. 2 of the Year 1995 within twenty (20) days of adoption with:
 - a) Town Clerk's Office
 - b) Three (3) copies with the Office of the Secretary of State.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: Loc.Law.No.1.95.Code.Adpt.

LEGAL NOTICE
NOTICE OF ADOPTION
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on May 15, 1995, Local Law No. of the Year 1995, entitled: "CODE OF ETHICS", and further designated as Chapter 9 of the Code of the said Town, briefly described as follows:

"A Local Law to establish a Code of Ethics for the Town of Lancaster."

June 5, 1995

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk of the Town of Lancaster in said County of Erie, have compared the foregoing copy of a Legal Notice of Adoption of Local Law No. 2 of the Year 1995, with the original thereof filed in my office at Lancaster, New York, on the 5th day of June, 1995, and that the same is a true and correct copy of said Original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 5th day of June, 1995.

Robert P. Thill
Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO, WHO MOVED ITS ADOPTION,
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI , TO WIT:

WHEREAS, a bill has been introduced in the New York State Senate
(Senate Bill No. 4559) and in the New York State Assembly (Assembly Bill No.
7628) to amend the Real Property Tax Law in relation to option to change to
sole elected assessor in the Town of Lancaster, Erie County, New York, and

WHEREAS, such bills require a Home Rule Request from the Town of
Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and Town Clerk are hereby authorized
to execute four (4) duplicate original Home Rule Requests for Senate Bill No.
4559 and four (4) duplicate original Home Rule Requests for Assembly Bill No.
7628, as aforesaid.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED NO
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.Assessor

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50 - Zoning - Section 17 (F) of the Code of the Town of Lancaster, upon the application of PAMELA HINTERMEIER-ABATI, for a special Use Permit for a Tax Preparation Practice within a single-family dwelling unit to be built at 10 Overton Court, in Windsor Ridge Subdivision, in the Town of Lancaster, Erie County, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That pursuant to Chapter 50 - Zoning - Section 17 (F), entitled "Home Occupation", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to PAMELA HINTERMEIER-ABATI for a Tax Preparation Practice within a single-family dwelling unit to be built at 10 Overton Court in Windsor Ridge Subdivision, in the Town of Lancaster, upon the terms and conditions as set forth in the Zoning Ordinance, with the stipulation that not more than two (2) client cars be parked on or adjacent to the property at any given time;

2. That the applicant will continue in compliance with conditions numbered One through Four as set forth in Chapter 50, Section F of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely:

- a. Only persons residing on the premises shall be engaged in such an occupation.
- b. The home occupation shall be clearly incidental and subordinate to the use of the premises for residential purposes. The area devoted to the home occupation shall not exceed twenty-five percent (25%) of the ground floor area of the principal structure. It may be within the principal accessory structure.

- c. There shall be no change in the outside appearance of the building or premises or other visible evidence of the conduct of such home occupation.
- d. No equipment or process shall be used which creates noise, vibration, glare, fumes, odors or electrical interference perceptible to the normal senses off the lot.
- e. There shall be no outdoor sign advertising this business.

3. This Special Use Permit terminates when the applicant no longer resides on the premises.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.Sp.Use.Pmt.Abati

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER VAN NORTWICK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER KWAK, TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letters dated May 20, 1995, has requested the addition of two members to the active roster of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the Twin District Volunteer Fire Company, Inc. of the following individuals:

ADDITIONS

Stephen L. Brink
4 Cidermill Court
Depew, New York 14043

William E. Clotfelter
268 Miller Street
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.FIRE (P3)

COUNCIL MEMBER KWAK, WHO MOVED ITS
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA , TO WIT:

WHEREAS, Conbow's Lancaster Lanes, Inc., has applied for a license to operate and maintain a Game Room on premises located at 4913 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Chief of Police for review and recommendation, and

WHEREAS, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to issue a license to Conbow's Lancaster Lanes, Inc. to operate and maintain a Game Room on premises located at 4913 Transit Road, Lancaster, New York, and

BE IT FURTHER

RESOLVED, that said license shall be issued for the one (1) year period of July 6, 1995 to July 6, 1996 in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a licence fee of \$1,220.00 for sixteen (16) amusement devices.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.LICENSES (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, by resolution dated May 15, 1995, recommended the appointment of Brandon Wehrung to the position of Laborer, full time, temporary, in the Parks and Recreation Department of the Town of Lancaster, and

WHEREAS, by same resolution the salary for this position was incorrectly listed at \$6.25 an hour when in fact the salary for this position was set at \$5.25 an hour,

NOW, THEREFORE, BE IT

RESOLVED, that the resolution adopted by the Town Board of the Town of Lancaster on May 15, 1995, setting forth the salary for Brandon Wehrung, 34 Partridge Walk, Lancaster, New York 14086 at \$6.25 per hour, be and is hereby amended by substituting the following:

"Brandon Wehrung - \$5.25 hr."

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.BLANK

PREFILED RESOLUTION NO. 12 - MEETING OF 6/05/95

Kwak/_____

Adopt Local Law No 3 Of The Year 1995 Entitled
"Salvage Yards"

At the request of Council Member Kwak, this resolution was withdrawn
for further study.

PREFILED RESOLUTION NO. 11 - MEETING OF 6/05/95

Kwak/_____

Amend Zoning Ordinance Re: Text Change Section 50-7
Junkyard Definition, Section 50-25 Permitted Uses
Junkyard And Section 50-43 Site Plan Review

At the request of Council Member Kwak, this resolution was withdrawn
for further study.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for development and construction of Westwood Park located in the Town of Lancaster, and

WHEREAS, bids were received and opened on May 8, 1995, and

WHEREAS, Donald Gallo, Consulting Engineer has reviewed the bids for Contracts No. 9P (Plumbing) and No. 9L (Landscaping), and, by letters dated May 23, 1995, has recommended that the lowest responsible bidders, for said Contracts, in conformance with the specifications, are as follows:

-- <u>Contract No. 9P (Plumbing)</u>	<u>Amount</u>
Visone Construction, Inc. 79 Sheldon Avenue Depew, New York 14043	\$ 159,916.00
-- <u>Contract No. 9L (Landscaping)</u>	
Visone Construction, Inc. 79 Sheldon Avenue Depew, New York 14043	\$ 489,871.00

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards Contract No. 9P (Plumbing) in the amount of \$159,916.00 for the plumbing portion of the construction of Westwood Park, and Contract No. 9L (Landscaping) in the amount of \$489,871.00 for the landscaping portion of the construction of Westwood Park, to VISIONE CONSTRUCTION, INC., 79 Sheldon Avenue, Depew, New York 14043, being the lowest responsible bidder in conformance with the specifications on file in the Town Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO MOVED
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER KWAK ,TO WIT:

WHEREAS, the Tax Receiver of the Town of Lancaster, by letter dated May 19, 1995, has requested permission to attend the Association of Towns of the State of New York's Annual Seminar for Tax Collecting Officers on June 11th through June 14, 1995, in Lake George, New York

NOW, THEREFORE, BE IT

RESOLVED, that JOHANNA COLEMAN, Tax Receiver of the Town of Lancaster, be and is hereby authorized to attend the Association of Towns of the State of New York's Annual Seminar for Tax Collecting Officers on June 11th through 14th, 1995, in Lake George, New York and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$560.00 including mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.SEM.MTGS (P8)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER POKORSKI, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT:

WHEREAS, Good Earth Organics Corporation ("Good Earth"), 5960 Broadway, Lancaster, New York, has in the past, accepted the Town generated yard waste, free of charge, and

WHEREAS, Good Earth has advised the Town that it is willing to continue to accept the Town generated yard waste, but wishes to be compensated as follows:

A. Grass clippings	\$10.00/Ton
B. Leaves	\$ 5.00/Ton
C. Wood Chips	\$ 5.00/Ton
D. Mixed Materials	\$ 7.50/Ton

WHEREAS, the Board has been advised by the Town Attorney's Office that these prices are substantially lower than those charged by two other facilities in the area, and

WHEREAS, the cost of burning the Town generated yard waste at American Ref-Fuel, the Town's solid waste disposal contractor, would amount to over four times the cost offered by Good Earth;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to execute a contract with Good Earth Organics Corporation to provide for the disposal of Town generated yard waste for the years 1995-1996 and upon full execution of said contract, an original thereof shall be filed in the Town Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.Cntrct.Gd.Earth.Org.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO MOVED
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER VAN NORTWICK ,TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated May 30, 1995, has requested permission for Lynn Pernick, Program Coordinator for the Youth Bureau of the Town of Lancaster to attend the New York State Summer Institute for Alcohol and Other Drug Studies from July 17, 1995 to July 21, 1995, at Daemon College in Buffalo, New York,,

NOW, THEREFORE, BE IT

RESOLVED, that LYNN PERNICK, Program Coordinator for the Youth Bureau of the Town of Lancaster, be and is hereby authorized to attend the Summer Institute for Alcohol and Other Drug Studies from July 17, 1995 to July 21, 1995, at Daemon College, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$250.00 plus mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.SEM.MTGS (P6)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI, TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Village on the Park Subdivision, Phase I, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Village on the Park Subdivision, Phase I, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 390 - Water Line
P.I.P. No. 391 - Pavement and Curbs
P.I.P. No. 392 - Storm Sewers

conditioned, however, upon the following:

1. Receipt by the Town Clerk, within 45 days, of an "Application For Permit To Construct A Public Improvement" for both street lights and sidewalks within this subdivision said application encompassing the area of the Public Improvements accepted herein, or greater area at the option of the developer.
2. Receipt by the Town Clerk, within 45 days, of deeds, easements title report, title insurance and bill of sale to the improvements for the property conveyed to the Town of Lancaster.
3. Receipt by the Town Clerk, within 45 days, of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted. The bonds shall run for a term of two years commencing with the date of adoption of this resolution, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector and the Town Clerk are directed to suspend the acceptance of building permit applications for construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER VAN NORTWICK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER POKORSKI , TO WIT:

WHEREAS, the Building Inspector of the Town of Lancaster, by letter dated June 1, 1995, has recommended the appointment of MICHAEL OVERHOFF to the full time, temporary, position of Building Department Assistant, for the period June 1, 1995 through September 29, 1995 in the Building Inspector's Office of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that MICHAEL OVERHOFF, 54 Pardee Avenue, Lancaster, New York 14086, be and is hereby appointed, to the full time, temporary, position of Building Department Assistant, for the period June 1, 1995 through September 29, 1995, at an hourly rate of \$7.00 per hour, with no benefits, and

BE IT FURTHER

RESOLVED, that said appointment, made herein, is a temporary appointment, retroactive to June 1, 1995 and to be terminated no later than September 29, 1995, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.PERS.TEMP (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK , TO WIT:

WHEREAS, the Town of Lancaster has heretofore established a joint Social Work/Counselor Program with the Lancaster Central School District and desires to continue this program, and,

WHEREAS, the Town Board has received assurance of participation in State funding by the Division for Youth of the State of New York and the Lancaster Central School District,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby agrees to continue a joint program for a Social Work/Counselor to work in the Town of Lancaster with Lancaster Central School children in response to a demonstrated need for such services in order to reduce juvenile delinquency, enhance educational and and social opportunities for youth of the Town of Lancaster and to reduce the impact of drug use, truancy, vandalism and juvenile pregnancy, and otherwise reduce the impact of social pressures upon single-parent youth, for the period commencing July 1, 1995 and ending June 30, 1996, and

2. That funding for the program, at a total annual cost of approximately \$36,136.00 will be provided at 19% of direct salary from the State Division of Youth, 43% of direct salary and contractual expenses, plus one-half contractual expenses and fringe benefit costs, from the Town of Lancaster, to be drawn from the General Fund Account "School Social Work/Counselor Program", and 38% of direct salary plus one-half contractual expenses and fringe benefit costs, from the Lancaster Central School District, and

3. That the Supervisor be and hereby is authorized and directed to sign an Agreement to renew said program, said Agreement to be drawn by the Town Attorney, providing for participation in said program by the Town of Lancaster, the Division for Youth of the State of New York, and the Lancaster Central School District.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.STATE.YTH (P5)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER GIZA, WHO MOVED ITS ADOPTION
SECONDED BY COUNCIL MEMBER KWAK
TO WIT:

WHEREAS, the Town of Lancaster has submitted to Erie County an application for a youth project to advance the moral, physical, mental and social well-being of the youth of the Town of Lancaster, and

WHEREAS, the Erie County Legislature has approved the Juvenile Review Board Program sponsored by the Town of Lancaster Youth Bureau and has authorized the County Executive to execute all necessary documents and agreements with the Town of Lancaster to implement the Juvenile Review Board Program through the Erie County PINS/JD Diversion Program, and

WHEREAS, the County of Erie has submitted a proposed agreement entitled, "1995 Municipal Youth Bureau PINS/JD Division Program Agreement" (AGREEMENT);

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That the Town of Lancaster shall enter into the AGREEMENT with the County of Erie to implement a Juvenile Review Board Program sponsored by the Youth Bureau that will assist youth who have committed minor first offenses by providing an alternative to the Family Court System and provide activities which will hopefully deter the youth from committing future offenses.
2. Pursuant to the AGREEMENT, Erie County will pay to the Town of Lancaster a sum not in excess of Ten Thousand Dollars (\$10,000.00), for the term of eleven (11) months commencing May 1, 1995 and ending March 31, 1996.
3. That the Supervisor be and is hereby authorized to execute the AGREEMENT on behalf of the Town of Lancaster, and
4. Upon full execution of the AGREEMENT, a copy thereof shall be filed in the Town Clerk's office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.Juv.Rev.Bd.Prog.

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO, WHO MOVED ITS ADOPTION
SECONDED BY COUNCIL MEMBER VAN NORTWICK,
TO WIT:

WHEREAS, Troy & Banks, Utility & Communications Consultants,
("Consultants") by letter dated May 24, 1995, has submitted a proposal to the
Town Board to provide certain specialty auditing and consulting utility
services to the Town of Lancaster on a contingency basis, and

WHEREAS, said Consultants have performed said service for various
businesses within the State of New York resulting in refunds of overcharges to
said municipalities;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes
the Supervisor to enter into a Client Agreement with Troy & Banks, Utility &
Communications Consultants for the purpose of providing certain specialty
auditing and consulting utility services to the Town of Lancaster on a
contingency basis;

2. That the Town of Lancaster hereby authorizes a fee in the
amount of fifty percent (50%) of the amount of past overcharges credited to or
collected by the Town of Lancaster to be paid to said firm for the audit
services, and

3. That in the event the Town of Lancaster does not obtain a
refund or credit as a result of this audit, that no fee at all be paid to Troy
& Banks, Utility & Communications Consultants.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.Utilities

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 2321 to Claim No. 2599 Inclusive

Total amount hereby authorized to be paid: \$587,520.67

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA, TO WIT:

WHEREAS, FERRY BUILDERS, INC., has heretofore applied for approval
of a subdivision known as Autumn Park, and

WHEREAS, the Planning Board and Town Engineer have given their
approval to the filing of this subdivision, and

WHEREAS, the Town Board of the Town of Lancaster has considered and
reviewed the beforementioned project;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves
the subdivision known as Autumn Park, as filed by Nussbaumer & Clarke, Inc.,
dated May 1995, and

2. That the Town Clerk of the Town of Lancaster be and is hereby
directed to properly endorse the approval of the Town Board of the Town of
Lancaster on the linen copy thereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

File: R.Sub.Aprvl.Autmn.Prk.

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCIL
 MEMBER POKORSKI TO WIT:

RESOLVED, that the following Building Permit Applications be
 and are hereby approved and the issuance of these Building Permits be and are
 hereby authorized:

CODE:

(SW) = Sidewalks as required by Chapter 12-1B of the Code of the
 Town of Lancaster are waived for this permit.

No	Code Applicant	Street Address	Structure
2577	Dennis Gooch	18 Stony Brook Dr	Er. Shed
2578	Mr Nicholas Malakis	114 Pheasant Run Ln	Er. Shed
2579	Stan & Jance Szymanski	19 Robins Nest Ct	Er. Shed
2580	Mike Lyons	349 Lake Ave	Er. Fence
2581	Robert Cattoi	44 Signal Dr	Er. Pool
2582	Ms Myszka	4982 William St	Ext. Dbl. Dwlg
2583	Mark & Cathy Nowak	1180 Penora St	Er. Fence
2584	Santuro Signs, Inc	1818 Como Park Blvd	Er. Sign
2585	Jim Pace	41 Rue Madeleine Wa	Er. Pool
2586	Ray Bennett	5298 William St	Er. Shed
2587	Paloma Golf Group	6161 Genesee St	Er. Cabana
2588	Michael Mau	1175 Penora St	Er. Pool
2589	Peter Rocco	5300 William St	Er. Shed
2590	Margaret Owczarzak	24 Lake Fst Pkwy W	Er. Deck
2591	Sylvester DiGaitano	4 Hidden Trail	Er. Shed
2592	M/M Pughakoff	20 Southpoint Dr	Er. Pool
2593	Donald Riney	39 E Home Rd	Ex. Garage
2594	Creative Fence Co	23 Partridge Wk	Er. Fence
2595	Donna Aquino	399 Lake Ave	Er. Fence
2596	David Nowack	6 Greenmeadow Dr	Er. Shed
2597	M. J. Ogiony Bldrs	1 Glenhollow Dr	Er. Sin. Dwlg
2598	Mary Rafalski	210 Hall Rd	Er. Deck
2599	William Schanne	35 Rollingwood Dr	Inst. Pool
2600	Peter Whitehead	245 Schwartz Rd	Er. Deck
2601	Michael S Battaglia	10 Kelly Ann Dr	Er. Shed
2602	Ryan Homes Inc	34 Village View	Er. Sin. Dwlg
2603	Ryan Homes Inc	368 Lake Ave	Er. Sin. Dwlg
2604	James Smith	5 Heritage Dr	Er. Fence
2605	James Ehrin	38 Rue Madeleine Wa	Er. Pool

2606	Fischione Const	169 Enchanted Fst N	Er. Sin. Dwig	Page 437
2607	Frank DeCarlo	6 Hill Valley Dr	Er. Deck	
2608	Michael Walter	65 Running Brk Dr	Er. Pool	
2609	David Krzemien	322 Enchanted Fst N	Er. Deck	
2610	Anthony Santucci	3883 Walden Ave	Er. Shed/Fence	
2611	Beauty Pools	188 Enchanted Fst S	Er. Fence/Pool	
2612	Monique Glauber	21 Deerpath Dr	Er. Fence	
2613	Barbara Zaborowski	1 Montauk Ln	Er. Shed	
2614	Keith Schille	1177 Penora St	Er. Porch	
2615	Susan Priebe	77 Williamsburg Ln	Er. Pool	
2616	Peter Smaczniak	45 Lake Fst Pkwy E	Er. Shed	
2617	Siltone Building Co	12 Cambridge Ct	Er. Sin. Dwig	
2618	Len Gacek	53 Gale Dr	Er. Fence	
2619	Joseph Jankowski	4913 William St	Er. Fence	
2620	Charles Kraus	30 Old Post Rd	Er. Pool	
2621	Marrano/Marc Equity	36 Whitestone Ln	Er. Sin. Dwig	
2622	Stratford Homes	5 Via Donato W	Er. Sin. Dwig	
2623	Kulback's Const Inc	1767 Como Park Blvd	Er. Day Care Ctr	
2624 SW	M/M Steinmetz	520 Hall Rd	Er. Sin. Dwig	
2625	James E Heine	20 Deerpath Dr	Er. Roof	
2626	Lovejoy Bldrs	49 Sagebrush Ln	Er. Sin. Dwig	
2627	Brian & Tracy Teepell	34 Signal Dr	Er. Pool	
2628	Lovejoy Bldrs	419 Lake Ave	Ex. Sin. Dwig	
2629	Gene Vitagliano	6625 Transit Rd	Er. Lobby	
2630	John J Adolf	68 Stony Rd	Ex. Sin. Dwig	
2631	Nick & Debbie Nemeti	14 Hemlock Ln	Er. Deck	
2632	Majestic Pools	18 Tanglewood Dr	Er. Fence & Pool	
2633	Forbes Homes	1 Cambridge Ct	Er. Deck & Fence	
2634	Forbes Homes	11 Cambridge Ct	Er. Deck & Fence	
2635	Indeck Const	8 Quail Run Ln	Er. Deck	
2636	Indeck Const	7 Hill Valley Dr	Er. Deck	
2637	John Mawer	41 Hemlock Ln	Er. Shed	
2638	Michael C Mutter	559 Erie St	Er. Storage Bldg	
2639	Kevin Patterson	44 Country Pl	Er. Pool	
2640	Marian Kotlak	2 Hidden Trail	Er. Shed	
2641	Ed Ramback	26 Old Post Rd	Er. Deck	
2642	David Harty	6 Tanglewood Dr	Er. Pool	
2643	Fischione Const Co	52 Tomahawk Tr	Er. Sin. Dwig	

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2644	Marrano/Marc Equity	13 Westbury Ln	Er. Sin. Dwlg
2645 SW	Michael/Kathleen Hapeman	487 Schwartz Rd	Er. Sin. Dwlg
2646	Decks Unlimited Const	16 Grafton Ct	Er. Deck
2647	Lee Andrews	22 Donna Lea Dr	Er. Shed
2648	Susan Tichy	4 Tanglewood Dr	Er. Fence
2649	M/M Skowronski	485 Harris Hill Rd	Er. Fence
2650	Larry Perot	9 Stony Brook Dr	Er. Deck
2651	Peter Marinaro	3 Caladium Ct	Er. Deck
2652	Ed Wojcenski	10 Montauk Ln	Er. Shed/Deck
2653	Michael Jankowski	8 Schilling Ct	Er. Deck/Pool
2654	Anthony Colafranceschi	9 Schilling Ct	Er. Deck
2655	Mercy Hospital	4845 Transit Rd	Er. Temp. Sign
2656	Ron Kuropatwinski	44 Parkdale Dr	Ext. Sin. Dwlg
2657	Angela D. Wiecki	36 Rue Madeleine Wa	Er. Deck
2658	Marrano/Marc Equity	132 Belmont St	Er. Sin. Dwlg
2659	Marrano/Marc Equity	20 Riemers Ave	Er. Sin. Dwlg
2660	Marrano/Marc Equity	4 Riemers Ave	Er. Sin. Dwlg
2661	Mark Dean	110 Stony Rd	Rem. Sin. Dwlg, Er. Fireplace
2662	Charles LaChiusa	19 Tanglewood Dr	Er. Fence

and,

BE IT FURTHER

RESOLVED, that the Building Permit applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the provisions of Chapter 12-1B of the Code of the Town of Lancaster which requires sidewalks in front of every new home.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK, TO WIT:

WHEREAS, the Building Inspector of the Town of Lancaster, by letter dated June 2, 1995, has recommended the appointment of JOSEPH KAWA to the full time, temporary, position of Building Department Assistant, for the period June 6, 1995 through September 29, 1995 in the Building Inspector's Office of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that JOSEPH KAWA, 11 Ashley Drive, Lancaster, New York 14086, be and is hereby appointed, to the full time, temporary, position of Building Department Assistant, for the period June 6, 1995 through September 29, 1995, at an hourly rate of \$7.00 per hour, with no benefits, and

BE IT FURTHER

RESOLVED, that said appointment, made herein, is a temporary appointment, retroactive to June 1, 1995 and to be terminated no later than September 29, 1995, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1995

Council Member Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA, TO WIT:

WHEREAS, M.A. TUFILLARO BUILDERS, INC. has heretofore applied for approval of a subdivision known as Queen's Park, and

WHEREAS, the Planning Board and Town Engineer have given their approval to the filing of this subdivision, and

WHEREAS, the Town Board of the Town of Lancaster has considered and reviewed the beforementioned project;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves the subdivision known as Queen's Park, as filed by Wm. Schutt & Associates, PC, dated May 30, 1995, and

2. That the Town Clerk of the Town of Lancaster be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the linen copy thereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	YES
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

June 5, 1995

File: R.Sub.Aprvl.Qns.Prk.

COMMUNICATIONSPage 441
DISPOSITION

233. Building Inspector to Town Board -
Request hiring of two full time, temporary
summer employees for period 6/1-9/1/95. R & F
234. LIDA to Town Attorney -
Request Town act as lead agency re: Highway
Industrial Access Project - Eagle Associates. R & F
235. NSYDOT to Town Attorney -
Results of SEQOR Review re: Buffalo Tournament
Club site plan. PLANNING COMMITTEE
236. Resident to Town Board -
Support of Tops Distribution Center. PLANNING COMMITTEE
237. NFTA to Supervisor -
Letter of appreciation to Supervisor and Parks
and Recreation Director for assistance in snow
removal from bus stop locations. R & F
238. Bernadette Mendola, 77 Michaels Wk, to Town Board -
Request "Slow - Children At Play" sign be
installed within Glenhollow Subdivision. PUBLIC SAFETY COMMITTEE
239. Engineering Construction Inspector to NYSEG -
Request copy of street lighting layout for
Countryside Subdivision. LIGHT COMMITTEE
240. CSEA Collective Bargaining Specialist to Supervisor -
Request commencement of negotiations for Town's
Blue Collar Unit. MR. SARGENT
241. Depew Superintendent of Schools to Tax Receiver -
Resolution for partial payment of taxes. R & F
242. Receiver of Taxes to Town Board -
Requests authorization to attend Annual Seminar
for Tax Collecting Officers June 11th through
June 14th, 1995 at Lake George. R & F
243. Police Chief to Supervisor -
Advisement of Capt. Natalzia being in charge
of Dept. 5/19-24/95. R & F
244. Town Clerk to Zoning Board, Building Inspector
and Town Attorney -
Advisement of Public Hearing re. Variance
Petitions, June 8, 1995. R & F
245. Twin Dist Vol. Fire Co. to Town Clerk -
Addition of member to roster. R & F
246. Archaeological Institute of America to Town Board -
Response to concerned citizens re. The Nursery
Site, archaeological evaluation recommended. PLANNING COMMITTEE
247. NYSDOT to Town Attorney -
Results of SEQOR review re: Try-It Distributing. PLANNING COMMITTEE
248. NYS Off. of Parks, Recreation and Historic
Preservation to Town Attorney -
Comments and recommendations re: Tops
Distribution Center. PLANNING COMMITTEE
249. NYS Off. of Parks, Recreation and Historic
Preservation to Town Attorney -
Resource evaluation re: Tops Distribution
Center. PLANNING COMMITTEE
250. Town Clerk to Media -
Notice of SEQOR meeting to be held 6/5/95 re:
Buffalo Tournament Club site plan. R & F

COMMUNICATIONSDISPOSITION

- | | |
|--|-------------------------------------|
| 251. Planning Board to Town Board -
Recommend approval of Autumn Park Subdivision. | PLANNING COMMITTEE |
| 252. Planning Board to Town Board -
Minutes from meeting held 5/17/95. | R & F |
| 253. Planning Board to Town Board -
Recommend approval of Try-It Distribution
Center site plan. | PLANNING COMMITTEE |
| 254. Planning Board to Town Board -
Recommend approval of Kids Korner, Inc. site
plan. | PLANNING COMMITTEE |
| 255. Planning Board to Town Board -
Recommend approval of Pautler rezone petition. | PLANNING COMMITTEE |
| 256. Donald Gallo, P.C. to Council Member Kwak -
Recommendation of award of Contract No. 9L
Landscaping, Westwood Park to Visone Const. Inc. | R & F |
| 257. Donald Gallo, P.C. to Council Member Kwak -
Recommendation of award of Contract No. 9P
Plumbing, Westwood Park to Visone Const. Inc. | R & F |
| 258. CARE for Lancaster to Town Board and Planning Board
Info from NYS OPRHP re. SEQRA, proposed Tops
Distribution Center, 95PRO463. | PLANNING COMMITTEE |
| 259. Youth bureau Director to Supervisor -
Seeks approval for Lynn Pernick to attend the
NYS Summer Institute for Alcohol and Drug
Studies 7/17-22/95 at Buffalo. | R & F |
| 260. Joseph S. Juszczak to Town Board -
Requests response to several concerns pertaining
to Riemers Rd. and Belmont St. | HIGHWAY COMMITTEE |
| 261. Building Inspector to Town Board -
Request appointment of Michael Overhoff as
temporary Building Department Assistant. | R & F |
| 262. Town Engineer to Town Board -
Recommend acceptance of water line, storm sewer
and pavement and curb public improvements for
Village on the Park, Phase I, Subdivision. | R & F |
| 263. Town of Alden Planning Board Chair. to Supervisor -
Comments re: proposed golf course (Buffalo
Tournament Club). | PLANNING COMMITTEE
TOWN ATTORNEY |
| 264. County Clerk of the Legislature to Supervisor -
Transmittal of resolution re: commercial horse
boarding operations as agricultural production. | BUILDING INSPECTOR
TOWN ATTORNEY |
| 265. Niagara Frontier Builders Assoc. to Supervisor -
Comments re: Horizons '95. | R & F |
| 266. NYSDEC to Village of Depew -
"Notice of Complete Application" re: SPDES
Discharge Permit. | R & F |
| 267. Youth Bureau Ex. Dir. to Town Board -
Transmittal of positive monitoring report
submitted by the NYS Div. for Youth Bureau
of Contract Monitoring and Certification. | R & F |
| 268. Diane Baehre, 5755 Genesee St., to Planning Board -
Oppositon to Tops Distribution Center. | PLANNING COMMITTEE |
| 269. Town Clerk to Town Board -
Notification of contract expiring 8/95. | TOWN ATTORNEY |

COMMUNICATIONSDISPOSITION

270. Town Clerk to Supervisor -
Monthly report for May 1995.

R & F

271. Fire Inspector to Town Board -
Request installation of fire hydrant south of
Gardens Hotel, 6615 Transit Rd.

TOWN CLERK FOR
RESOLUTION

272. Town Attorney to Town Board -
Explanation of reasoning of Michael Passucci's
rezone request for 197-199 Cemetery Rd. with
transmittal of letters from his attorneys re:
same.

R & F

PERSONS ADDRESSING TOWN BOARD:

Juszczak, Joseph, 600 Pleasant View Drive, spoke to the Town Board on the following matter:

Wanted to know why Mary Ann Bastian was ejected from the Senior Citizens Center for distributing information critical of the Tops rezoning when earlier in the year a petition favoring Tops was circulated within the Center.

Baehre, David, 5755 Genesee Street, spoke to the Town Board on the following matter:

Asked the Town Board to extend the DEIS 30 day review to 120 days.

Bastian, Mary Ann, 5747 Genesee Street, spoke to the Town Board on the following matter:

Read a prepared statement opposing the Tops Market Rezone.

Perot, Kathy, 9 Stonybrook Drive, spoke to the Town Board on the following matter:

Expressed opposition to the Tops Market Rezone.

Moessinger, Debbie, 1312 Ransom Road, spoke to the Town Board on the following matter:

Expressed opposition to the Tops Market Rezone.

Jankowiak, Mark, 1318 Ransom Road, spoke to the Town Board on the following matter:

Posed several questions concerning Tops rezoning.

Moessinger, David, 1312 Ransom Road, spoke to the Town Board on the following matter:

Posed several questions concerning Tops rezoning.

Fowler, Richard Jr., 34 Gordon Avenue, spoke to the Town Board on the following matter:

Spoke in favor of Tops rezoning.

Stein, Marne, 54 Fairfield Avenue, spoke to the Town Board on the following matter:

Representing the Depew, Lancaster, Elma Chamber of Commerce, spoke in favor of Tops rezoning.

Bordonaro, David, 29 Bentley Circle, spoke to the Town Board on the following matter:

Spoke in support of Tops rezoning.

Malesic, George, 51 Runningbrook Drive, spoke to the Town Board on the following matter:

Spoke in support of Tops rezoning.

Aquino, Nick, 325 Lake Avenue, spoke to the Town Board on the following matter:

Spoke in support of Tops rezone.

Zito, Louis, 52 Colony Drive, spoke to the Town Board on the following matter:

Spoke in support of Tops rezone.

Joseph, Eric, 5962 Genesee Street, spoke to the Town Board on the following matter:

Posed various questions about the sufficiency of the Tops DEIS.

O'Neil, Robert, 97 Kurtz Avenue, spoke to the Town Board on the following matter:

Spoke in support of the Tops rezone.

Adolf, Norbert, 113 Erie Street, spoke to the Town Board on the following matter:

Spoke in favor of Tops rezone.

Baehre, Diane, 5755 Genesee Street, spoke to the Town Board on the following matter:

Spoke in opposition to Tops rezone.

Farrell, Rick, 467 Pleasant View Drive, spoke to the Town Board on the following matter:

Spoke in opposition to Tops rezone.

Doktor, Henry, 56 Brunck Road, spoke to the Town Board on the following matter:

As a Director of the Senior Citizen Center, explained the policy of the center concerning distribution of literature on the premises.

ADJOURNMENT:

ON MOTION OF COUNCILMAN KWAK, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 9:40 P.M.

Signed Robert P. Thill

Robert P. Thill, Town Clerk